James Delpach, et al.,

Response

Comes Now, the plaintiff Dexter Regence Holmes with a response and hereby files his response in the above stated cause

Hairliff received answer from detendants attorney and sworn affidavits from detendants in this cause May 16,2007 along with a rule violation seport, body charts of the assaulter,

and body chart of Plaintiff.

Detendants has failed to adhere to the order of the courts dated 16th day of April 2007.

Page 2015 whereas, detendants was ordered to include copies of all such applicable administrative rules, regulations or quidelines celating to Plaintiffs disciplinary actions.

The detendants and their attorney has tailed to adequately seriew the plaintiffs complaint therefore detendants request for dismissal should be denied.

Case 2:07-cy-00219-WKW CSC Document 20 Filed 06/12/2007 Page 2 of 8 each and every element of detendants and their attorney answer to plaintiff complaint. Plaintiff now submits evidence in this cause of action which will show that defendants submitted False affidavits under oath. Exhibits #1) Written Greivances To Warden Exhibits#2) Written Greivances To Deputy Warden Billups Exhibits #3) Written Greivance To Leinterant Tarrance Plaintiff also sectors to Farmer V. Brunan as a supporter of Plaintiff cause of action Injunction 93 - threatened injury, One does not have to await consumation of threaten injury to obtain preventive relief Injunction 88 72, 130, 133- Prisoner- risk of serious harm pleading and proot Plaintiff also refers to the Detendants Exhibits Exhibit A) I mate Holmes body chart which shows concine of Lanate Holices body chart which shows that plaintiff was indiced injurced in this incident but body chart fails to show where plaintiff linger nail was severely broken at the root and is now concine off. Dody Chart of plaintiff fails to show this as to demonstration actual injuries to plaintiff. Plaintiff wishers not to make this law suit difficult for detendants, but detendants has submitted antrue state ments and failed to submit applicable administrative sules segulations or quidelines as ordered

Case 2:07-cv-00219-WKW-CSC Document 20 Filed 06/12/2007 Page 3 of 8 Plaintiff says that discovery is not complete in this cause as to Plaintiff constant movement while at Drapers that caused Plaintiff to be housed in same dormitory with assaulter.

Plaintiff refers to Exhibit C & Defendants Exhibit Living Agreement. Living Agreement stated that any violation of this agreement will result in disciplinary action for all parties.
There was no violation of the living agreement and therefore no disciplinary action should have cesulted. Plaintiff initial complaint ground one clearly established a reckless disrequard violation of Eighth Amendment Cruel and unusual clause of constitution which gravinances will show that detendants was made aware of substantial sist of serious harm but due to greivance's Filed à deliberate indifference resulted in a Failure to protect. Defendants has attempted to rectify the situation by transferring plaintiff to another Sacility. Additional Discovery is recided in this cause of action such as Housing Loster of initial movements conducted by Sont. Sonja Rose as she so admitted in her affidavits. Plaintiff refers to continuation of Supporting Facts of Plaintiff initial complaint and sociounces that support plaintiff initial complaint and moves

Case 2:07-cv_00219-WKW-CSC Document 20 Filed 06/13/2007 Page 4 of 8 hearing in this cause of action. Plaintiff also would use as case supporting, law Wilson v. Seiter, soi US 294, 298, 115 Led 2d 271, 1115 Ct 2321; Canton v. Harris, 489 US 378, 103 LED 22 412,109 Set 1197; Pennsylvania V. West Virginia 262 US 553, 67 LED 1117, 43 Sct 658 Helling V. McKinney 309 US 25 LED 22 22, 1135 Ct 2475 Hudson v. Falmer 468 US 517,526-527, 82 LED 2d 393, 104 5ct 3194 (1984) Defendants has indied violated plaintiffs constitutional eight or caused a deprivation of plaintiff constitutional right and Summary Judgement should be entered in Favor of plaintiff true proven allegations. Plaintiff also cites West v. Lowe, 448 & Supp. where the plaintiff in this cause of action was allegedly stablood after officials ignored his sipeated letters notifying their that his lite was in dancjet. Defendant Samuel Johnson has submitted contradiction statements on his swiren affidants in contrast with Exhibit C Innate Holmes disciplinary report. Defendant Johnson said that he observed two unknown innates later identified as inmate Dexter Holmes and inmate Lamon Cortez engaged in a physical altitication on Deapers directedion Yard behind F- Dorm. His statement is that he officer Johnson immediately radioed officer Landall Hawn and all available units to seport to the back of F- Dorm. Detendant Sancel Johnson also said that he identified innate Coetez and Holmes via radio to sont. Lose. These statements is untrue

Case 2:07 cv-00219-WKW-CSC Document 20 Filed 06/12/2007 Page 5 of 8 that at no time did any detendant say that they broke a Fight up or stopped innate Coetes From assaulting me. Plaintiff still says that defendants Failed to ecopord in a timely manner therewfore Plaintiff was injusted thereby Defendants Failure to respond. See Appeal Dic 07-0254-2 paragraph à where Plaintiff says that he was picked out of a line up by another officer, "This because plaintiff was the only one bleeding." The body chart will show that plaintiff Finger was severcely injured and paintiff insernail has not gotten well yet.
The facts are the detendants Failed to protect Plaintiff: "Plaintiff warned detendants of his dangers even before plaint. If was ever assaulted. Défendants ignored plaintiff greivances, and innate cequests as the facts will show. Plaintiff says that detendants request for dismissal should be deried on grounds of cridence Plaintiff says that detendants has indeed violated a clearly cistablished constitutional right Eighth Amendment Cruel and Unusual Yunishment cover defendants went beyond rules and regulations, quidelines of discipline. See Attached Dumber 504) Dunber 503 Plaintiff says that Officer Samuel Johnson watched the assault take place and waited till altitication begin and ended before radioing to officer tawn, who was already on the recreation xard.

Case 2:07-cv-00219-WKW-CSC L Documen 20 Filed 06/12/2007 Page 6 of 8 afficients that any destandant stopped the assault which resulted in a altitication. Ayala Serrano v. Lebron Gonzales, 909 F.2d 8,14 (1st Cir. 1990) (upholding judgement against grand who withnessed ambush and stabling of innate but did nothing to stop it) Stubbs v. Dudely, 849 F2d 83, 86-87 (2d Cir 1980) Davis v. Zahradnick, 600 F2d 458 (4th Cie 1979) Defendants in this cause of action has submitted false affidavits as it will show by the greivances that was weither and deliberately disreguarded. Defendant Deputy Warden Phyllis Billups went beyond her duty and administered punishment that is not a part of disciplinary procedure as attached Wunder 503 Authorized Kinishmento for Major Violation will show as well as Dumber 504 Institutional Disciplinary Procedure Innate Handbook PS.48 Paragraph 4 will accompdate Plaintiff initial Complaint and Continuation of Facts. Detendant Leintenant Quendalyn Tarrance tailed to investigate this incident and therefore rendered a guilty reedict on dule violation deport. Plaintiff now submits his completed response to destendants answer, in total disagreement with Plaintiff prays that the courts will examine the evidence throughly and grant relief to the Plaintiff.

7/ a, Case 2:07-cv-00219-WKW-CSC Document 201, Riled-06/12/2007. PRedt 7 of 8 will be dexhaucrated from Plaintiff institutional files, and Plaintiff transferred to Work Rolease. Plaintiff prays that defendants are not harmed monetarily, but reprimanded for their unethical conduct regularding this entire situation. Plaintiff prays that the courts will allow where additional discovery is needed, other withnesses allowed to submit sworn statements in this cause of action to butter ascertain the truth. Raspectfeller Deten Lagers Father Case 207-cv-00219-WKW-CSC Dockment 20 Filed 06/12/2007 Page 8 of 8

This is to cretify that I have on this

8th day of June 2007, served copies of the

Percopoins pleadings upon the Detendants

Atterney by depositing same in the United

States Mail and also to U.S. District Court

office of The Clock addressed as follows:

Dettie J. Car mack Assistant Attorney General Civil Litigation Division Il South Union St. Montgonery Alabama 36130

Office of The Clock
United States District Const
P.O. Box 711
Montgonery Alabama
36101-0711

Dexter legene Holmes
B-1-65-B

Staton Correctional backlify
P.D. Dox 56

Elmore' Maloana
36025

Case 2:07-cv-00219-WKW-CSC Document 20-2 Filed 06/12/2007 Page 1 of 10 Date: Sept. 24,2000. Lossoni Request For Future Assis rom: Dexter & Holmes #247684 brough Crime Bill

NameDexter	Holmes	Quarters—	1011	Date 1/2/07
	AIS # 24	7684		
() Telephone Call	() Custoo	ly Change	() erso	onal Problem
() Special Visit	() Time S	heet	(V) Other	r
Briefly Outline Your	Request - Then Drop	In Mail Box	o discil	Pliner Citation
Sir I am	. requesti	na ima	nedia	ate
attention	cat.	ding c	ond:	to rain
My Drasa	nt house	na arr	عممك	ment
$I \setminus I \setminus I$		with	$\infty \vee S$	cntence
or charac			7	
\rightarrow	مده مدد)	/car an	d 39 d	avs 01
a 10 solt 3	/	eduled	Mov. 20	208
120 20 70	6 Assignmen	+ Canoli	4	Jan. 20, 2057.
Do Not Write Below				-277770
DO NOT WITE BELOW	This take 1 of Repl	, old,		
GCC	or due 1	w do	who	· al (A)
Mar C	in In	vo That		will
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			71	7 V ~
			- 1	ru.
Approved	Denied	Pay Pho	ne	Collect Call
Request Directed To	: (Check One)			
(Warden	() D	eputy Warden) Captain
() Classification S		egal Officer - ublic	Notary () Record Office

N176

Cont.

This request is to serve notice, that I de not wish to be caught up in this viscious cycle here at Drapers.

Since my incarceration I have witness borntal assemble on other innates by certain quarts. I have been threaten by certain quards, pushed in the back all in violation of my constitutional rights. I am attempting to bring this to your attention to avoid a legal controntation in the future.

Sir Please be advised that I have a High School Diploma already, and some college credits. I also have job skills sir.

Drapers does not have anything to affirm me. Rehabilitation start with myself and my realization of the fact that I broke the

My willingness to correct whats wrong within me. My acceptance of forgiveness of me. My willingness to a mend my like, and willingness to a mend my like, and make amend ments to others whom has affected from my wrongs, if permitted to do so.

Please accept this request in good faith, and assist me in my positive endeavors to move formed in 2007. Proper Properson fevers, and Job Assignment that fit my educational level, until I am to a reject from the facility.

Case 2:07-cv-00219-WKW-CSC Document 20-2 Filed 06/12/2007 Page 5 of 10

Grenance

Date: February 9,2007
Time: 0800 hrs

Leasoning: Experiencing
Therestering Commands
From CO13 and a
Sont. Loyan

Destec & Holices # 2476801
B-1-20-B
Draper Correctional Facility
Elmore Alabama
36025

Warden Deloach Draper Correctional Tacility Elmore Alabama . 36025

Sir I have written you once before into me you about officers conduct towards me on rebuary 8,2007 I was threaten by synthesism this Sont made the statement of dragging ne down the hall by went very vulgar and down language. Sir I am atraid that one of your officers is going to physical assault me when is against policy and procedures also Civil to Constitution, Human Libras. Six your officers have a very high reputation of assaulting inmates. Defore I become a victim of inmates. Defore I become a victim of the constitution of assaulting inmates. Defore I become a victim of the constitution of assaulting inmates. Defore I become a victim of the constitution of assaulting the constitution of assaulting inmates. Defore I become a victim of the constitution of assaulting their facility.

Case 2:07-cv-00219-WKW-CSC Document 20-2 Filed 06/12/2007 Page 6 of 10 job, that I have been on for over 120 days our I do not have any disciplinary citations sie I do conduct my self accordingly to the rules and regulations here at Droper Corrections Facility. Sie Please understand although I have been exposed to cruel and unusual pundings all in violation of my 4th amendment eight I an attemption to cosolve this issue before it escalade into a legal controllation from a U.S. Masshal. I am not ignorant to the law, but I respect authority corrupt Authority is the worse type of enjoyment to serve time in. In very aware of this type of author. ty as I am dealing with a Civil Law suit now concerning these very issues, but worse lit this line I am scruing a 10 plit. sentence. I have been incorrected since circles 11,2005.

I am being housed around inmates with more serious crimes and greater amounts of sentences. This does not mix. In the Jase I have been assaulted by innates and offices.

All due to consuption. I am requestion ser I am selection and house not six I am doing this with the approst cospect for your status, Ix. Please assist he six Please about the issues hand requalitions of the issues hand requalitions of the issues williams Is shift and got I won and shift is a please.

I wan and shift is a please.

Name Dester 2. Holnes Quarters	$\frac{1}{3} + \frac{3}{3} = \frac{3}{8} + \frac{3}{8} = \frac{3}$
AIS #	• · · · · · · · · · · · · · · · · · · ·
() Telephone Call () Custody Change	() Personal Problem
() Special Visit . () Time Sheet	(1) Other Grance
Briefly Outline Your Request - Then Drop In Mail Box	
Wasden Delach I am	~ still coxperiencino
threeats, and cruel and u	rusial Dinishments
This morning squad office	or ladd over
squit and valgar and	duragatory
languages towards me cal	ling me bitches
and threatening to do	me bodily
harn. In aware that	innates are
allowed by the squad of	Ticers to serve
Tacil Cultural Con Trace	arm by eighting
Do Not Write Below This Line - For Reply Only	
Approved Denied Pay Phot	ne Collect Call
Request Directed To: (Check One)	
() Warden () Deputy Warden	,
() Classification Supervisor () Legal Officer - Public	Notary () Record Office

March 12, 2007

Greivance

Warden Deloach I have written you numeron orcivances pertaining to my life being in danger at this facility. I am still experience in threats and abusine behavior from inmates and guards.

Thursday morning I was placed on early morning water up by Sont. Kind, because I was few minutes lates, due to excessive punishment imposed by Deputy Warden Billups, and your approval of the same.

ment imposed by Deputy Warden Billups, and Your approval of the same.

I'm being punished severely for one disciplinary violation. You approved of 45 days extendely on and shift and 215 days loss of all princelances includering store, teelephone and visits.

Deputy Warden Billups exceeded your aproval and placed me on their rain where I am being harassed and threatened by innates and guards. I am being made to perform unconstitutional job assignments. There are no gloves, and their tools being used are dull to the externe. I am being made to cut down thick bushers and small trees that have thorns on them.

while fase 2:07-cv-00219-WKW-656h Document 20-2 & Filed 06/12/2007 - Plage 9 of 10 5; -Tacility. I am being constantly har rassed by the guards here and I tear for my life in this tacility. Also I would like to item you that Deputy Warden billups sent the illegal disciplinary respect to my judge in attempt to cause me to do more time. Sie this administration is science to harm me and way that it can. I'm being targeted by this administration. I have received a citation from their cer Singleton and Stimard Dichols whom I wrote ato your about Steward Dichols calling me derbeatory names and speaking about my sexual preference Sir you did not respond to my last orcivance.

I am constantly in tear for my life, cospecially on the barm where inmates my situation butocco all of this covoluced I requested assistance before I was ever assaulted by Ramon Cortez. Now I am being victimized and hackned. Once against My Like I S In Danger Here At This Facility. Please Arrange For Me To De Teansacred. I have beoun loval actions already and contacted my family reguarding Condition of Continenent.

¿ Case 2:07-cv-00219-WKW-CSC Document 20-2 Filed 06/12/2007 Page 10 of 10 Along with all of this Sont. King Place me on carly morning wake up, causeing me to be woke up at 3:30 til 4:30 a.m. and sent down to the end door where I am 3 made to sit on the hard Floor until check out time which is at 7:30 til 8:00 am. This
is you a very cruel and unusual act. I am
being very patient with you Warden Deloach.
There are alot of violation of policy
and procedure going on at Drapers, and y is your guards have no problem imposeines Tam being mistreated, discriminated and afflicted by this administration. against and attill lead by mis commissions.

I have been taken of a Progress leviers

The month of March which is my

Solicial apportunity to be placed in a

Level II or Work le lease Trogram.

Sonsa

The Due to the misconduct of Sont. Sonsa

My solicial and Samuel Johnson I was

My solicial and S atis weither up and found suilty on a R.V.R. I should have never received. I made

You award of my dangers before they

you award of my dangers before they

began , and you done nothing to assist me.

Now natters have worsen and you still havent assisted me. I request immediates

manster from this facility bestores I

suffer a trapic event.

A2-36-B Sincircly Dester Holmis

Case 2:07-cy-00219-WKW-CSC Filed 06/12/2007 Document 20-3 Request Date: Sept 20,2006 Time: 11:25 a.m. Do lequest forms available during the Reason Lequest Assistance To Be time request written Enrolled In Crime From Dexter Holmes #247684 Coll#3 Bed#49 Work Assignment Kitchen To: Warden Billups Draper Correction Facility Please be advised that I amrequesting Placement into Crime Bill as soon as possible. The reason for my request is to prepare myself for contrance back into I am a 37 year old black make Presently incarcerated because I broke the law. Now im willing to rehabilitate

Case 2:07-cv-00219-WKW-CSC Document 20-3 Filed 06/12/2007 myself through participation and Successful completion of Crime Bill or any other program that offers solutions, by assisting me Please accept my request I have a 10 split 3 sentence and I have been incarcerated Since October 11, 2005. One more thing, I gray that as Assistant Warden. Sincercoly 1 Juntes lqu Nato My charge is Locciving Stolen Property 1st and Lobberr I'm without The Enhancemen attached meaning no weapon involved My prayers are that I complete crime bill, go to an honor camp So I can work and save money. I have a GED and one year /2 college I also have one son 16 years old. "Request

Date: Sept 20,2006
Time: 11.25 a.m.
Reason. Request
Assistance To Be
Enrolled In Crime
Bill

From Dexter Holmes
#247684 Cell#3
Bed#49
Work Assignment

Deaper Correction Facility

Please be advised that I amre.

Pill as soon as possible. The reason

for my request is to prepare

myself for entrance back into

I am a 37 year old black make

Presently incarcerated because

I broke the law

Now in without to rehabilitate

myself through participation and Successful completion of Crime Bill or any other program that offers solutions by assistang me. Please accept my request. I have a losplit 3 sentence and I have been incarcurated since October 11, 2005.

One more thing, I pray that God bless you and your position

as Assistant Warden

Sincerely Sincerely Weitten Dester Holmes

Mote: My charge is leceiving Stolen Property 1st and Lobbert I'm without The Enhancemen attached meaning no weapon involved.

My prayers are that I complete crime bill, go to an honor camp so I can work and save money.

I have a GED and one year is college.
I also have one son 16 years old.

FROM: Sola on TO: Dexter Holmos 24/1684

REF:

been request to Wards Sillys has
been referred to me. Muill
Not be Submitted to Crime Silfon
SAP due to your file endicating
No Substance Abuse Problems on
addictions.

You denied horiz a Substance
Union Abuse about in When you time
though Ricc.

N183

	07-cv-00219-WKW-	CSTMATEOREQUES 2 SIG	1.71	Page 6 of 8
(Quarters \(\) AIS # \(\) Custody Change () Time Sheet	() Personal Problem () Other Dob Assessed	
= Bi <u>~</u>	() () () () () () () () () ()	st - Then Drop In Mail Box	Ms solum	-
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·	Tim, ig	Vin are days	of the drage	
		Denied Pay Phone	W I Ale La	
	warden Classification Supervisor	() Deputy Warden r () Legal Officer - No Public	() Captain	
N17	6 ml	K to your il	ampret.	

DexTee Holmes A010-12B

25T SH. 77

CELL CLEANERS
SUPERVISOR R. McDAY

/ Cell Down Elope

CLEAN-UP CLEANING INSTRUCTIONS FOR CELLS ON A DAILY BASIS

off-Sunday

- 1 SWEEP THOROUGHLY
- 2 MOP
- 3. SWEEP AGAIN
- 4. LINE UP SHOES
- 5. DUST BEDS
- 6 CLEAN BARS
- FOLD TOWELS AT THE FOOT OF ALL BEDS
- 8. TAKE CLOTHES ON BEDS TO THE LAUNDRY OR FRONT OF THE CELLS
- 9. CLEAN WINDOWS AND FRAMES:
 - A: REMOVE COBB WEBBS
 - B: CLEAN GLASS
 - C: CLEAN OUTSIDE LEDGES
- 10 CLEAN INSIDE LEDGES UNDER WINDOWS
- 11. DUST T.V. AND T.V. STAND
- 12. DUST POST IN THE MIDDLE OF THE CELLS
- 13 DUST RAILS AND SIDE OF THE VENTS AND BOTH STAIRWELLS
- 14. CLEAN WATER FOUNTAINS
- 15. CLEAN ALL DOORS IN THE CELL
- 16. CLEAN ANY AND ALL STAINS THAT ARE ON THE WALLS
- 17. CHECK ALL LEDGES AND CEILING FOR COBB WEBBS, REMOVE ANY LOCATED
- 18 GET ALL GUM OFF FLOORS
- * IF YOU DO NOT LIKE THE JOB ASSIGNED TO YOU, THEN SEE JOB BOARD FOR A JOB CHANGE.

A CLEAN-UP ROSTER CONTAINING THE NAMES BED NUMBER AND AREA OF RESPONSIBILITY OF EACH EGMATE ASSIGNED TO CLEAN-UP ARE LOCATED ON EACH CELL AND SECURITY OFFICE BULLETIN BOARDS.

CLEAN - UP RUNNER'S

RON-C

B. BANKS ASST.

CO-1 R. McDAY

CO-1 R. McDAY

Ų

Name Dester L.	Holmes	Quarters A	1-D-B	Date $\frac{2-17-07}{}$
	AIS # 2470	684 .		
() Telephone Call () Special Visit .	() Custo	dy Change	()Per (YOth	sonal Problem ner <u>lectors Job Chary</u> Jeans tee
Briefly Outline Your Requ	est - Then Drop	In Mail Box		
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2/20/07	IMUN S	emi lesse	en &	- n Much
How Men Ch	elis 10	and in	Nai	t clem.
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- Much	- Company	7	-	
		M		
		KIL		
				Collect Call
Approved	Denied	Pay Phon	.e	Collect Call
Request Directed To: (C	heck One)			
() Warden		Deputy Warden		() Captain
() Classification Supe	• •	Legal Officer - Public	Notary	() Record Office

File 2007c L Page 210014 # Sase 2:07-cv-00219-WKW-CSC Document 20-4 Time: 3:00 p.m. la Liquest to be Howel In B-Docm GREIVANCE
From: Dexter L. Holmes
F-Dorm 1-32-B
Draper Correction To: Supervisor 2nd Shirt Sont. Leintenant Lassance To: Whom It May Concern!

This is an argent reguest to be housed in a less hostile environment and away from Innate famor Cortez whom assaulted me on rebuary 10,2007 on The ferreation yard. I am a 38 year old black male innate with a 10 split I sentence scheduled to be released in 2008 Novemberson I have been funished for this incident over and over again. The altitication did not ocurr in The cell I was housed in, so I should have a severe in The cell I was housed in, so I should have never been moved in the 1st glace. Now I am being subjected to more physical harm of possible more trouble which could affect my Prison continement. I am requestion in good with to be moved to Bidorm immediately the dorn that is designed faced in damer by this administration especially by Sont dose who is the sole Conspicator of this constant movement and exposure. I'm william to take the certain and exposure. I'm william to take the certain and exposure that is being displayed by certain of ices of Alabama Corrections. I have loss 45 days of all private duty. I have been stepped of incident mas its hays loss of all private exposured and metal sole on the farm when recommendation of incident mas its hays loss of all private exposured and placed on the farm when recommendation of incident mas its hays loss of all private exposured and placed on the farm when recommendation of incident mas its hays loss of all private exposured and placed on the farm when recommendation of incident mas its hays loss of all private exposured and its player. Cell Dack Dock to the continuence of the placed on the farm when recommendation of the private exposured and the power parameter of the placed on the farm when recommendation of the private exposured and the power parameters. housed in, so I should have veyer been moved in the 1st

Case 2:07-cv-00219 WKW-CSC Document 264 Eiled 06/12/2007 Page 2 of 4

This is to serve notice that I attempted to hand this oreivance to Lt. I arrance on March 3,2007 and was unable to do so because it i arrance stated that she doesn't take greane trom inmates I was advised to put this grevance in the Captains dequest box. I am putting this oreivance in the request box or March this oreivance in the request box or March 3,2007.

Volen & Holy

Mumber 504 Institutional Disciplinary Possedures Innate Handbook Po. 48 Paggraph 4

Hiter the disciplinary hearing has been completed, the Warden or Director must approve or disapprove the recommended action by the Disciplinary Hearing Officer within ten calender days, unless extended by the Warden Director for fuether investigation. When this occurs, you will be notified in weiting. The Warden Director may approve lessee authorized funishments than that colomnended, but in no case max the punishment Warden Director will not challenge a Not Guilty Finding by the Disciplinary Hearing Office Number 500 Authorized Punishments For Minor Violations When you are convicted of a minor violations, you will not lose any good time. You will be afforded due process and be notified of the charge, when the hearing will be held, and the results of the hearing Loss of Principages max include any combinations theo sactions boolers, but acco not limited to:

Loss of visiting for a maximum of 30 days

2055 of store priveleges for a maximum of 30 days

2055 of passand leave frivelege for a maximum of 6 months

Loss of television, radio, or novice privelege for any combination

alurros, for a maximum of 30 days

Loss of telephone priveleges except for emergencies for a maximum of 30 days

a maximum of 30 days

Extra duty not to exceed three whomes per day for a maximum of

30 days

Morco scoterative custody

Case 2:07-cv-00219-WKW-CSC Document 20-4 Filed 06/12/2007 \ Page 4 of 4 Major

When you are convicted of a major violation, you can be given any punishment authorized for minor violations Plus

The loss of carried good time

The loss of pass/leave privelages for an indefinite period

Assigned to disciplinary segrence tion up

to us days

De easleicted from carning Sulver.

good line

ASA FIRST CLASS FOR THE AREA

Hlabam 36101-07